

**HUMAN SERVICES DEPARTMENT[441]**

**Adopted and Filed**

**Rule making related to state training school**

The Human Services Department hereby amends Chapter 103, “State Training School,” Iowa Administrative Code.

*Legal Authority for Rule Making*

This rule making is adopted under the authority provided in Iowa Code section 218.4.

*State or Federal Law Implemented*

This rule making implements, in whole or in part, Iowa Code chapter 233A.

*Purpose and Summary*

The Department is updating the rules in Chapter 103 for the State Training School to align with the Iowa Code and current policies. Changes include removing Toledo as a listed facility. The rule on gifts and bequests of value is updated to state that if the value of such item is \$50 or more, the gift or bequest shall be reported to the Iowa Ethics and Campaign Board within 20 days of receipt of the gift or bequest to align with Iowa Code section 8.7.

*Public Comment and Changes to Rule Making*

Notice of Intended Action for this rule making was published in the Iowa Administrative Bulletin on January 26, 2022, as **ARC 6155C**. No public comments were received. No changes from the Notice have been made.

*Adoption of Rule Making*

This rule making was adopted by the Council on Human Services on March 10, 2022.

*Fiscal Impact*

This rule making has no fiscal impact to the State of Iowa.

*Jobs Impact*

After analysis and review of this rule making, no impact on jobs has been found.

*Waivers*

Any person who believes that the application of the discretionary provisions of this rule making would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions, if any, pursuant to rule 441—1.8(17A,217).

*Review by Administrative Rules Review Committee*

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee’s meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

*Effective Date*

This rule making will become effective on June 1, 2022.

The following rule-making actions are adopted:

ITEM 1. Amend rule ~~441—103.1(218)~~, definitions of “Individual,” “Iowa sex offender registry” and “State training school,” as follows:

“*Individual*,” as used in this chapter, means any child who is committed to the director of the department of human services and is admitted to and receives services from the state training school. The terms “student,” “resident,” “juvenile,” and “youth” are synonymous with the term “individual.” For purposes of the state training school, the term shall also include a person whose stay is extended beyond the age of 18 under the provisions of ~~2009 Iowa Code Supplement~~ Iowa Code sections 232.53(2) and 232.53(4).

“*Iowa sex offender registry*” means a central registry of sex offenders established under ~~2009 Iowa Code Supplement~~ Iowa Code chapter 692A that is maintained by the department of public safety.

“*State training school*” means the ~~units~~ unit for juvenile delinquents at the Eldora ~~and Toledo facilities~~ facility as defined in Iowa Code section 233A.1(2).

ITEM 2. Strike “2009 Iowa Code Supplement” wherever it appears in rule ~~441—103.9(692A)~~ and insert “Iowa Code” in lieu thereof.

ITEM 3. Amend paragraph ~~103.13(2)~~“b” as follows:

b. All gifts or bequests, ~~regardless of value,~~ with a value of \$50 or more shall be reported to the Iowa ethics and campaign disclosure board within 20 days of receipt of the gift or bequest using the board’s Form-GB. One copy of the completed form shall be sent to the division administrator.

[Filed 3/15/22, effective 6/1/22]

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 4/6/22.